

### **NOTICE OF MEETING**

**DATE:** Friday, April 21, 2006 **TIME:** 1:00 PM  
**LOCATION:** Room 4401, Grant Sawyer State Office Building, 555 E. Washington Avenue,  
Las Vegas, Nevada 89101

**Members of the public who are disabled and require assistance to attend the meeting are requested to notify the board at least 48 hours in advance so that special arrangements can be made.**

### **AGENDA**

Call to order - Determine quorum present.

Pledge of Allegiance - Dr. Don Miner

**ALL AGENDA ITEMS ARE DISCUSSION AND POSSIBLE ACTION ITEMS UNLESS OTHERWISE NOTED.**

#### **Agenda Item 1** APPROVAL OF AGENDA

**The Board reserves the right to take items in a different order to accomplish business in the most efficient manner.**

#### **Agenda Item 2** PUBLIC INTEREST COMMENTS (No Action)

This portion of the meeting is open to the public to speak on any topic NOT on today's agenda and must be limited to 3 minutes.

**NOTE: THE BOARD IS PROHIBITED BY LAW FROM TAKING IMMEDIATE ACTION ON ISSUES RAISED BY THE PUBLIC THAT ARE NOT LISTED ON THIS AGENDA.**

#### **Agenda Item 3** APPROVAL OF PREVIOUS MINUTES: March 10-11, 2006

Agenda Item 4 DISCUSSION/APPROVAL OF BOARD FINANCIAL REPORTS:

- A. Bank balance as of April 1, 2006
- B. Income/Expense Report: July 1, 2005 through March 31, 2006
- C. Accounts Receivable as of April 1, 2006
- D. Accounts Payable as of April 1, 2006
- E. Extraordinary Items/Items of Concern

**CONSENT CALENDAR**

All items shall include discussion and possible action. Consent items may be pulled at the request of the Board members wishing to have an item or items further discussed. When items are pulled for discussion, they will be automatically placed at the beginning of the Administrative Agenda.

Motion to approve Consent Calendar:

Agenda Item 5 **Approve** granting of Chiropractor's Assistant for Massage certificate to Laura Moran.

Agenda Item 6 **Approve** application for restoration of license of Susan M. Barry, DC

Agenda Item 7 **Approve** request from Reza Ghassemi, DC, to amend the November 22, 2005 Order to allow him to complete the total required Risk Management seminar hours during his first year of probation.

Agenda Item 8 **Approve** request from Mark Cymerint, DC/Triad Seminars to be approved as seminar sponsor for 2006.

Agenda Item 9 **Approve** Executive Director reports:

- A. Status of Complaints Received
- C. Status of Current Probations
- D. Legal/Investigatory:
  - 1. Costs assessed since last report
  - 2. Costs assessed year-to-date
  - 3. Costs collected since last report
  - 4. Costs collected year-to-date

Agenda Item 10 Disposition of pending complaints:

- A. **Approve** dismissal of Complaint 05-17
- B. **Approve** dismissal of Complaint 05-25

## **ADMINISTRATIVE AGENDA**

The following items are scheduled for public hearing. The Chairperson will read the Agenda listing into the public record. Staff will present a summary of the staff report and recommendations, including updated information that was received after the date when staff reports were distributed. The Board will follow with questions of staff. The Chairperson will then open the hearing to public testimony.

Agenda Item 11 Discussion/possible action regarding approval of application for DC licensure of James M. Earle, DC.

Agenda Item 12 Discussion/possible action on proposed Agreed Settlement in the matter of Complaint Nos. 05-22, 06-2 and 06-7, Randy Mantz, DC, License No. B303.

Agenda Item 13 Discussion/possible action on proposed Agreed Settlement in the matter of Complaint No. 05-24, Peter Darvas, DC, License No. B659.

Agenda Item 14 Discussion/possible action regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines it has no jurisdiction over the subject or providing direction to pursue the matter further.

- A. 05-26 (Dr. Miner)
- B. 05-27 (Dr. Miner)

Agenda Item 15 Discussion/possible action to set hearing date pursuant to court decision overturning revocation of license of Daniel Nightingale, DC.

Agenda Item 16 Discussion/possible action regarding current Board policy requiring an admission of guilt in settlement agreements.

Agenda Item 17 Discussion/possible action regarding proposed revised complaint handling procedure, including budget for investigations as part of complaint handling process.

Agenda Item 18 Discussion/possible action regarding proposed statutory changes:

1. NRS 634.130:
  - A. Change license/certificate renewal frequency from annual to biennial.
  - B. Change number of continuing education hours required for license renewal from 12 per year to 36 every two years.
  - C. Clarification regarding reinstatement of a license/certificate that has been automatically suspended for non-renewal.
2. NRS 634.135:
  - A. Change frequency of renewal fees from annual to biennial.
  - B. Establish new fee for written license verifications
  - C. Increase fee for approval of CE seminars
  - D. Establish new fee for annual review of continuing education sponsors
3. NRS 634.200: Delete subsection 2.

4. New provision to establish parameters for reinstatement of a license that has been suspended for non-renewal for more than one year.
5. Revise scope of practice provision to include acupuncture and/or use of homeopathic topical substances..

Agenda Item 19 Discussion/possible action to establish CPBN position with respect to the FCLB/NBCE Annual Meeting agendas:

- A. Elections of NBCE District IV Director and Alternate Director
- B. Elections of executive committee candidates
- C. Current issues

Agenda Item 20 Discussion/possible action regarding chiropractic scope of practice with respect to:

- A. Acupuncture
- B. Acutouch
- C. Colonics/Rectal tube
- D. Homeopathy
- E. Magnets
- F. Naturopathy
- G. Other methods of treatment

Agenda Item 21 Discussion/possible action to approve payment of travel costs for Michael Miscoe to train Board members on documentation and coding compliance.

Agenda Item 22 Discussion/possible action regarding CPBN sponsored x-ray/coding seminar.

Agenda Item 23 Discussion/possible action to determine if placement of chiropractor advertisements in the "Attorneys" section of the yellow pages is acceptable.

#### **NON-ACTION ITEMS:**

Agenda Item 24 Discussion only regarding Board decision on Case 04-9.

Agenda Item 25 Discussion only regarding establishment of requirement that all Nevada licensed DCs be members of the state and/or a national chiropractic professional organization.

Agenda Item 26 Committee Reports.

Agenda Item 27 Correspondence Report.

Agenda Item 28 Board Member Comments.

Agenda Item 29 Public Comment.

Agenda Item 30 Adjournment.

This agenda posted April 17, 2006 at the following locations: Washoe County Courthouse, 201 S. Virginia St., Reno; Washoe County Library, 301 S. Center St., Reno; Nevada State Library, 100 Stewart St., Carson City; Chiropractic Physicians' Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno; Grant Sawyer State Office Building, 555 E. Washington Avenue, Las Vegas, and Legislative Building, 401 South Carson Street, Carson City, Nevada 89701.

Note: "A request for notice lapses 6 months after it is made": NRS 241.020.3(b). Mailing a copy of the Chiropractic Physicians' Board meeting agendas will not be continued unless a request for reinstatement on the mailing list is submitted in writing every 6 months.